

include testimony relevant to the issues of (1) New England Compounding Center's ("NECC") compliance with federal and state regulations regarding compounding pharmacies, (2) the sanitary conditions at NECC's Framingham facility, and (3) information provided by NECC to customer clinics regarding such compliance with applicable federal and state pharmacy regulations. The materials sought are necessary to avoid a possible injustice in the civil proceeding, the need for disclosure is greater than the need for continued secrecy, and the request is structured to cover only material as to which a particularized need for disclosure has been shown. Grounds in support of the defendants' motion are set out in the attached Memorandum of Law.

Respectfully submitted,

By their attorneys,

/s/ Thomas M. Dolan
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CERTIFICATE OF SERVICE

I hereby certify that on October 28, 2015, I served the above Motion upon the Clerk of the Court, using the CM/ECF system, which then sent a notification of such filing (NEF) to all counsel of record.

/s/ Thomas M. Dolan
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Attorney for Defendant,
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